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I hereby certify that this correspondence is being filed electronically with the U.S. Patent and Trademark Office on the below date:

Date: November 27, 2007

Name: Amir N. Penn (Reg. No. 40,767)

Signature: 

Our Case No. 9683/259

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Satoru ADACHI et al.

Application No. 10/658,190

Filing Date: September 10, 2003

For VIDEO ENCODING METHOD, VIDEO DECODING
METHOD, VIDEO ENCODING APPARATUS, VIDEO
DECODING APPARATUS, VIDEO ENCODING
PROGRAM, AND VIDEO DECODING PROGRAM

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) Examiner: Couso, Yon Jung
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) Group Art Unit No.: 2624
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) Confirmation No.: 3245
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**REQUEST FOR RECONSIDERATION OF THE
PATENT TERM ADJUSTMENT
UNDER 37 C.F.R. § 1.705(d)**

Mail Stop Patent Ext
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The PAIR system for this application indicates Applicant delay of 714 days. A date recorded by the PAIR system for receipt of an amendment is in error. For the reasons stated herein, reconsideration of this calculation to 760 days is respectfully requested.

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REMARKS

Reconsideration of any patent term adjustment under 35 U.S.C. § 154(b) is requested. Correction of any applicant delay indicated by the PAIR system is requested. Please charge the petition fee under 37 C.F.R. § 1.18(e) to Deposit Account No. 23-1925. Please charge any additional fee required or credit for any excess fee paid to Deposit Account No. 23-1925. A duplicate copy of this Petition is attached.

The patent term adjustment for Application No. 10/658,190 is calculated as shown below. Dates are specified based on the Patent Application Information Retrieval (PAIR) system Patent Term Adjustment History, attached as Exhibit A. Note that this application is based on an original patent application and is not subject to a terminal disclaimer.

Request for reconsideration of patent term adjustment indicated in the notice of allowance under 37 C.F.R. § 1.705(b)

Any request for reconsideration of the patent term adjustment indicated in the notice of allowance, except as provided in 37 C.F.R. § 1.705(d), must be made by way of an application for patent term adjustment filed no later than the payment of the issue fee.

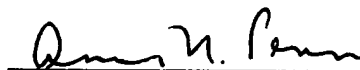
The notice of allowance for the present application was mailed on August 28, 2007 and indicated a patent term adjustment of 714 days of patent term adjustment. The PAIR report indicates 50 days of applicant delay. Specifically, the PAIR report indicates that the Response to the Non-Final Action resulted in a delay of 50 days from the mailing of the Non-Final Rejection dated February 13, 2007. Applicant believes that this is incorrect and that applicant only caused 4 days of delay. In particular, the Examiner issued a supplemental Office Action dated March 28, 2007 and restarted the response period. Applicant subsequently filed the Response to the supplemental Office Action on June 27, 2007, which was received at the Patent Office on July 2, 2007. Since the response was received on July 2, 2007, Applicant believes that there was only a delay of 4 days.

Application No.: 10/658,190
Request for Reconsideration of Patent Term Adjustment

Attorney Docket No.: 9683/259

Accordingly, reconsideration of the calculation of 50 days of applicant delay for this application is respectfully requested. More specifically, applicant believes that the correct calculation of patent term adjustment is 760 days. Office personnel are invited to contact the undersigned attorneys for the Applicant via telephone if such communication would expedite this request.

Respectfully submitted,



Amir N. Penn
Registration No. 40,767
Attorney for Applicants

BRINKS HOFER GILSON & LIONE
P.O. BOX 10395
CHICAGO, ILLINOIS 60610
(312) 321-4200